

07-16-01

CPA/1615\$

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

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JUL 19 2001

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Docket No. 550.0167USU  
 Anticipated Classification of this Application:  
 Class: Subclass:  
 Prior Application: 09/467,442 filed December 20, 1999  
 Examiner: L. Di Nola-Baron Art Unit: 1615

Box CPA  
 Commissioner of Patents and Trademarks  
 Washington, D.C. 20231

9/Regunder  
1.53(d)

Sir:

This is a request for filing a XX Continuation, or —  
 Divisional application under 37 CFR 1.53(d), (continued  
 prosecution application (CPA)) of pending prior application,  
 Serial No. 09/467,442 filed on December 20, 1999  
 of Alan Farer and Shari R. Martin for COSMETIC COMPOSITION  
HAVING FLUOROSILANE COATED PARTICULATES

Bet  
7-24-01

The above identified prior application in which no payment  
 of the issue fee, abandonment of, or termination of proceedings  
 has occurred, is hereby expressly abandoned as of the filing date  
 of this new application (Note: Required for 37 CFR 1.53(d)  
 requests).

This shall constitute a request to utilize the file jackets'  
 contents of the prior application including the specification,  
 drawings, and oath or declaration from the prior application to  
 constitute the new application and to assign the new application  
 the serial number of the prior application identified above for  
 identification purposes.

Applicant(s): Alan Farer and Shari R. Martin  
 Application No.: 09/467,442  
 Title: COSMETIC COMPOSITION HAVING  
 FLUOROSILANE COATED PARTICULATES  
 Correspondence Address: Charles N.J. Ruggiero, Esq.  
 Ohlandt, Greeley, Ruggiero & Perle, L.L.P.  
 One Landmark Square, 10th Floor  
 Stamford, Connecticut 06901-2682

1. XXX Enter the amendment previously filed on June 13, 2001  
 under 37 CFR 1.116 but unentered, in the prior application.
2. XXX A Preliminary Amendment is enclosed.
3. XXX A one-month request for extension of time is enclosed.

00000002 09467442

710.00 OP  
240.00 OP

07/17/2001 TLN11

01 FC:131  
02 FC:102

4. The filing fee is calculated below:

CLAIMS AS FILED, LESS ANY CLAIMS CANCELLED BY AMENDMENT BELOW				
FOR	NUMBER FILED	NUMBER EXTRA	RATE	BASIC FEE
				\$710.00
TOTAL CLAIMS	13 - 20	0	x \$18.00	\$710.00
INDEPENDENT CLAIMS	6 - 3	3	x \$80.00	\$240.00
MULTIPLE DEPENDENT CLAIM FEE			x \$270.00 = \$	
TOTAL FILING FEE			\$950.00	
1/2 FILING FEE FOR SMALL ENTITY			\$	

5. XXX A check in the amount of \$ \$1,060.00 for the (\$950.00) filing fee and the (\$110.00) one-month extension of time fee is enclosed.

6. XXX The Commissioner is hereby authorized to charge any additional fees under 37 C.F.R. §§1.16 and 1.17 which may be required with this communication or during the entire pendency of the application, or credit any overpayment, to **Deposit Account No. 01-0467**. A duplicate copy of this Form is enclosed.

7. XXX The inventors of this application are the XXX same as; \_\_\_\_\_ fewer than those in the prior application.

8. \_\_\_\_\_ Please delete \_\_\_\_\_ as inventor(s) in this application.

9. The power of attorney in the prior application is to:  
Charles N.J. Ruggiero, et al.

a. The power appears in the original papers in the prior application.

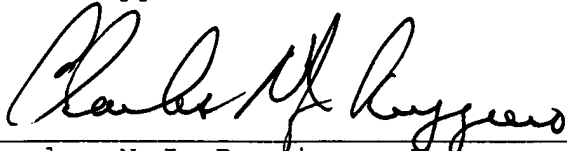
b. Address all future communications to:

**CHARLES N.J. RUGGIERO, ESQ.**  
**OHLANDT, GREELEY, RUGGIERO & PERLE, L.L.P.**  
**ONE LANDMARK SQUARE, 10th FLOOR**  
**STAMFORD, CONNECTICUT 06901-2682**  
**Telephone: (203) 327 4500**  
**Telefax: (203) 327 6401**

10. XXX Priority of application U.S. Serial No. 09/467,442 filed on December 20, 1999 is claimed under 35 U.S.C. §120;

It is understood that secrecy under 35 U.S.C. 122 is hereby waived to the extent that if information or access is available to any one of the applications in the file wrapper of a 37 CFR 1.62 application, be it either this application or a prior application in the same file wrapper, the Patent and Trademark Office may provide similar information or access to all the other applications in the same file wrapper.

July 13, 2001  
(Date)

  
\_\_\_\_\_  
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CERTIFICATE OF EXPRESS MAILING

I hereby certify that this paper or fee is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" Certificate No. **EL793793644US**, service under 37 CFR \$1.10 and is addressed to: Box CPA, Commissioner for Patents, Washington, D.C. 20231 on July 13, 2001.

Victoria E. Roeser  
(Typed name of person mailing paper)

  
\_\_\_\_\_  
(Signature of person mailing paper)